

ORDER BELOW EXH. 136 IN R.C.S. NO. 346/2002

Perused the application and say filed by defendants side. Heard learned advocates at length. Perused all relevant documents.

This application is filed for permission to bring LR's of deceased plaintiff no. 4 Muktabai Pandurang Mane on record and to amend the plaint. In support of contents of present application an affidavit is filed at Exh. 137. Though defendants side has objected this application, on perusal of the record, it appears that this suit is filed in respect of immovable properties. It is not disputed that plaintiff no. 4 Muktabai Pandurang Mane is died and persons mentioned in the application are her legal representatives. The grounds mentioned by defendants side in the say are not sufficient to reject this application.

The application is filed within limitation. No serious prejudice will be caused to the defendants side, if present application is allowed. Considering the nature of the suit, in order to settle actual controversy between both parties completely, it will be just and proper to allow the plaintiffs side to bring LR's on record and amend the plaint accordingly. Considering all facts and circumstances, it will be just and proper to allow this application.

Therefore, in view of above discussion, in the interest of justice, I pass the following order.

ORDER

1. Present application is allowed in following terms.

2. The plaintiffs side is hereby permitted to bring LR's of deceased plaintiff no. 4 Muktabai Pandurang Mane on record as mentioned in the application and amend the plaint accordingly. The plaintiffs side is further directed to submit requisite copies of amended plaint on record.
3. No order as to costs.

Dt. 23/09/2019

(Sachin S. Patil)
Civil Judge, J.D. Sanogla
Dist. Solapur

C E R T I F I C A T E

I affirm that the contents of this PDF file Judgment/Order is same word to word as per the original Judgment / Order

(a)	Name of the Stenographer	:	S. P. Parekar
(b)	Court	:	Shri. S.S.Patil, Civil Judge, J.D.& J.M.F.C.Sangola
(c)	Judgment /Order signed by P.O. on	:	23/09/2019
(d)	Judgment /Order uploaded on	:	23/09/2019